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Jc903 U.S. PTO
04/30/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Packet No. A-69199-1/DJB/JJD/AMS

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I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
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UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSISTANT
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

Anticipated Classification of
this Application:

Class: Subclass:

TYPED NAME Mark Rancifer

SIGNED

M Rancifer

Prior Application:

Examiner:

Art Unit:

Box PATENT APPLICATION FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Jc903 U.S. PTO
09/847046
04/30/01

This is a request for filing an

- Original
 Continuation
 Divisional
 Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Peter Hevezi, David Mack,
Kurt C. Gish, Keith E. Wilson, for NOVEL METHODS OF DIAGNOSIS OF PROSTATE CANCER
AND/OR BREAST CANCER, COMPOSITIONS, AND METHODS OF SCREENING FOR PROSTATE CANCER
AND/OR BREAST CANCER MODULATORS of Invention). This _____ continuation _____
divisional continuation-in-part claims priority to pending application
Serial No. 09/733,288, filed on December 8, 2000, which is a continuing
application of Application No. 09/687,576, filed October 13, 2000.

1. (a) _____ Enclosed is a new application.
- (b) Enclosed is a continuation-in-part application.
- (c) _____ Enclosed is a copy of the prior application.

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Form 1.16b (8069)

02/01

2. (a) Enclosed is a new Declaration.
(b) Enclosed is a copy of the prior executed Declaration as originally filed.
(c) Enclosed is a Combined Declaration/Power of Attorney.

3. Applicant claims small entity status. See 37 CFR 1.27.

4. The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

FOR:	(Col. 1)		(Col. 2)		<u>SMALL ENTITY</u>	OTHER THAN A		
	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEES</u>		OR	<u>SMALL ENTITY</u>	<u>RATE</u>
BASIC FEE				\$355	OR			\$710
TOTAL CLAIMS	<u> </u> -20 =	*	x 9 =	\$ <u> </u>	OR	x 18 =	\$ <u> </u>	
INDEP CLAIMS	<u> </u> -3 =	*	x 40 =	\$ <u> </u>	OR	x 80 =	\$ <u> </u>	
E] MULTIPLE DEPENDENT CLAIM PRESENTED				+135 =	\$ <u> </u>	OR	+270 =	\$ <u> </u>
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.				TOTAL	\$ <u> </u>	OR TOTAL	\$ <u> </u>	

5. The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-69199-1/DJB/JJD/AMS).

6. The filing fee is **not** enclosed.

7. Cancel in this application original claims _____ of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. Amend the specification by inserting before the first line the sentence:

9. (a) X Informal drawings are enclosed, 3 sheets.
(b) _____ Formal drawings are enclosed, _____ sheets.
10. (a) _____ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.
- (b) _____ The certified copy has been filed in prior application Serial No. _____ filed on _____.
11. _____ An Assignment is enclosed.
12. X The prior application is assigned of record to EOS BIOTECHNOLOGY, INC..
13. _____ A Power of Attorney by Assignee is enclosed.
14. X The power of attorney in the prior application is to:
FLEHR HOHBACH TEST
ALBRITTON & HERBERT, LLP
Four Embarcadero Center, Suite 3400
San Francisco, CA 94111-4187
- (a) X The power appears in the original papers in the prior application.
(b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
(c) X Address all future communications to:

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

15. _____ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. _____ A Prior Art Statement is enclosed.

17. _____ I hereby verify that the attached papers are a true duplicate of prior application Serial No. _____, filed on _____.

Date: 4/30/01

David J. Brezner

David J. Brezner
(Reg. No. 24,774)

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